



TWEED
SHIRE COUNCIL

Mayor: Cr K Milne

Councillors: P Allsop
R Byrnes (Deputy Mayor)
C Cherry
R Cooper
J Owen
W Polglase

Agenda

Ordinary Council Meeting Thursday 5 April 2018

held at

**Council Chambers, Murwillumbah Civic & Cultural Centre,
Tumbulgum Road, Murwillumbah**

commencing at the conclusion of the Planning Committee meeting
which commences at 5.30pm.

Principles for Local Government

The object of the principles for Tweed Shire Council, as set out in Section 8 of the Local Government Amendment (Governance and Planning) Bill 2016, is to provide guidance to enable council to carry out its functions in a way that facilitates a local community that is strong, healthy and prosperous.

Guiding Principles for Tweed Shire Council

(1) Exercise of functions generally

The following general principles apply to the exercise of functions by Tweed Shire Council:

- (a) Provide strong and effective representation, leadership, planning and decision-making.
- (b) Carry out functions in a way that provides the best possible value for residents and ratepayers.
- (c) Plan strategically, using the integrated planning and reporting framework, for the provision of effective and efficient services and regulation to meet the diverse needs of the local community.
- (d) Apply the integrated planning and reporting framework in carrying out their functions so as to achieve desired outcomes and continuous improvements.
- (e) Work co-operatively with other councils and the State government to achieve desired outcomes for the local community.
- (f) Manage lands and other assets so that current and future local community needs can be met in an affordable way.
- (g) Work with others to secure appropriate services for local community needs.
- (h) Act fairly, ethically and without bias in the interests of the local community.
- (i) Be responsible employers and provide a consultative and supportive working environment for staff.

(2) Decision-making

The following principles apply to decision-making by Tweed Shire Council (subject to any other applicable law):

- (a) Recognise diverse local community needs and interests.
- (b) Consider social justice principles.
- (c) Consider the long term and cumulative effects of actions on future generations.
- (d) Consider the principles of ecologically sustainable development.
- (e) Decision-making should be transparent and decision-makers are to be accountable for decisions and omissions.

(3) Community participation

Council should actively engage with the local community, through the use of the integrated planning and reporting framework and other measures.

Items for Consideration of Council:

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CONFIRMATION OF PLANNING COMMITTEE MINUTES

1 [CONMIN-CM] Adoption of the Recommendations of the Planning Committee Meeting held Thursday 5 April 2018

SUBMITTED BY: Corporate Governance

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LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 2 Making decisions with you
- 2.2 Engagement
- 2.2.4 Councillor and Civic Business - To provide assistance to Councillors and support for Council to operate within its legal framework.

ROLE: **Leader**

SUMMARY OF REPORT:

The recommendations of the Ordinary Planning Committee Meeting held Thursday 5 April 2018 require their adoption by Council for the resolutions to be acted upon.

RECOMMENDATION:

That the recommendations of the Ordinary Planning Committee Meeting held Thursday 5 April 2018 be adopted.

REPORT:

As per Summary.

COUNCIL IMPLICATIONS:

a. Policy:

Code of Meeting Practice.

b. Budget/Long Term Financial Plan:

Not applicable.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

*To view any "**non confidential**" attachments listed below, access the meetings link on Council's website www.tweed.nsw.gov.au or visit Council's offices at Tweed Heads or Murwillumbah (from Friday the week before the meeting) or Council's libraries (from Monday the week of the meeting).*

Nil.

ORDERS OF THE DAY



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LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 2 Making decisions with you
- 2.2 Engagement
- 2.2.4 Councillor and Civic Business - To provide assistance to Councillors and support for Council to operate within its legal framework.

ROLE: **Leader**

2 [NOM] Round Table Consultation - Kingscliff Skate Park

NOTICE OF MOTION:

Councillor R Cooper moves that Council convenes a round table consultation by the end of April 2018. This consultation to discuss the location, design and the associated park works.

Councillor's Background Notes

Recommended Priority:

Nil.

Description of Project:

Nil.

Management Comments:

Delivery Program:

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People, places and moving around
Who we are and how we live

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 3 People, places and moving around
- 3.2 Places
- 3.2.9 Sporting Fields - To provide a range of accessible sports facilities and major event venues to promote an active and healthy lifestyle.

ROLE: **Leader**

Council is currently developing an Open Space Strategy, due for release May 2018. As part of this process Council has reviewed its provision of youth recreational facilities, including skate facilities.

Youth recreational facilities may include skate parks, skate elements, multi-purpose court, rebound wall, handball court, pump track or bike tracks for younger riders and table tennis.

A key action within the draft Strategy is to develop an Outdoor Youth Recreation Action Plan to improve the quality and diversity of youth recreational facilities across the shire.

Action Plan Objectives

- Ensure a more strategic approach to delivering diverse youth recreational facilities;
- Ensure a more equitable access to youth recreational facilities across the shire;
- Integrate youth recreation facilities into our larger open spaces and recreational areas.
- Inform capital investments and priorities in youth recreational facilities;
- Engage the community in the site selection and facility design process.

The Process

- Stage 1: Consult with young people to develop a better understanding of the recreational and social needs of young people and whether existing facilities are meeting community needs and interests;
- Canvas support for an urban bike park (pump track);
- Developing criteria for the location of outdoor youth recreational facilities;
- Explore partnership opportunities for programming at outdoor youth recreational facilities.
- Engage the community further in master planning, including site selection and the facility design process.

Following the development of the draft, from June to September 2018 Council officers will embark on an extensive community engagement process on the draft OSS. This will include community engagement activities with young people and the broader community on youth recreational facilities. This can include round table sessions in each local area if this is the direction provided by Council.

The principles of our Community Engagement Strategy identify that we should ensure everyone understands the purpose of the engagement and it needs to be mindful not to raise expectations or commit to something that Council cannot deliver in the timeframe proposed. Concerns exist in relation to a process that has the potential to raise expectations or imply a commitment to something that Council has not resolved to progress.

Budget/Long Term Financial Plan:

A round table on skate parks specifically for Kingscliff has the potential to direct staff resources away from the broader time frames outlined above and so the indirect costs will result in a drawn out delivery period.

If the expectation is that the meeting progresses to community engagement to determine a location and concept design, cost will be up to \$30,000 and require a

range of other engagement methods and resources to meet engagement standards expected of the Community Engagement Strategy.

Legal Implications:

Nil

Policy Implications:

Draft Shire Wide Open Space Strategy

REPORTS THROUGH THE GENERAL MANAGER

REPORTS FROM THE GENERAL MANAGER

3 [GM-CM] Stronger Country Communities Funding

SUBMITTED BY: Financial Services

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LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

2	Making decisions with you
2.2	Engagement
2.2.2	Communications - To inform, educate and engage the public about Council and community activities.

ROLE: Collaborator

SUMMARY OF REPORT:

The Stronger Country Communities Fund (SCCF) was established by the NSW Government to help deliver local infrastructure projects to regional communities. The objective of the fund is to provide the kind of infrastructure that improves the lives of local residents.

Council was granted a total of \$1,586,376 for four separate projects in Round One of the SCCF, being:

- Coastal Cycleway Lighting;
- Enhance public amenity at Regional Gallery and Regional Museum;
- Solar System Regional Aquatic Centre; and
- Knox Park Revitalisation Stage 2a

The Deputy Premier has advised Council in writing that the adjusted Round Two funding allocation for Tweed Shire Council is \$1,984,665 split between the electorates of Tweed and Lismore.

RECOMMENDATION:

That:

1. Council submits the following projects in priority order for 2018 (round 2) funding under the Stronger Country Communities Fund for the Tweed Electorate:

General Community Amenity

Priority	Description	Amount

Local Sporting Infrastructure

Priority	Description	Amount

2. Council submits the following projects in priority order for 2018 (round 2) funding under the Stronger Country Communities Fund for the Lismore Electorate:

General Community Amenity

Priority	Description	Amount

Local Sporting Infrastructure

Priority	Description	Amount

3. The Mayor and General Manager consult with the Local State Members on the identified projects.

REPORT:

The Stronger Country Communities Fund (SCCF) was established by the NSW Government to help deliver local infrastructure projects to regional communities. The objective of the fund is to provide the kind of infrastructure that improves the lives of local residents.

The NSW Government has doubled the funding total for Round Two to \$200 million along with an increased focus on local sporting infrastructure.

Opening on 12 March 2018, Round Two will see a single round of applications for all local government areas in regional and rural NSW.

Council was granted a total of \$1,586,376 for four separate projects in Round One of the SCCF, being:

- Coastal Cycleway Lighting;
- Enhance public amenity at Regional Gallery and Regional Museum;
- Solar System Regional Aquatic Centre; and
- Knox Park Revitalisation Stage 2a

Each eligible council has a specified allocation of funding committed to projects in their area. The Deputy Premier has advised Council in writing that the adjusted Round Two funding allocation for Tweed Shire Council is \$1,984,665 split between the Tweed and Lismore electorates. This amount is effectively double the Round One allocation, minus the additional amount that was committed to in Round One.

Councils have been asked to make multiple applications with a combined total value that exceeds their funding allocation.

To reflect the total funding split of \$100 million for general community amenity and \$100 million for local sport infrastructure projects, councils are required to submit sport projects that total at least 50 per cent of their total Round Two allocation. If a council does not submit sport projects that total on or above this quota, their full allocation may not be committed.

Where a sports project is seeking over \$1 million in grant funding, a council must obtain a letter of support from the relevant NSW state sporting organisation.

Individual project applications must seek a minimum of \$50,000. Applications seeking between \$50,000 and \$1 million can be for the entire project cost as a grant. Projects requiring grant funding of over \$1 million will only be considered where there is a minimum financial co-contribution towards the project of 25 per cent of the total grant amount.

The financial co-contribution to the project can be from council or other funding sources, but must be confirmed.

Councils will be required to provide evidence of community consultation on the projects they submit. This could include information in the council's Community Strategic Plan and other plans or processes that show how community support for projects has been captured. If projects are brought forward to a council by community groups but are not submitted, an

independent review process can be requested to ensure councils have given the project appropriate consideration.

ELIGIBLE PROJECTS

The Stronger Country Communities Fund supports projects that deliver local community infrastructure or sporting facilities. Projects must be for:

- construction of new or refurbishment/upgrade of existing community infrastructure
- construction of new or refurbishment/upgrade of existing local sporting infrastructure
- capital works related to street beautification and public 'place making'.

The fund guidelines provide the following examples of eligible projects:

General community amenity, place making and street beautification	Local sporting infrastructure
Community halls	Amenities for sports participants and spectators
Community kitchens, barbecue and recreation facilities	Oval or court lighting, sports field fencing or surfacing
Playgrounds and parks	Sports field and golf course drainage and irrigation
Murals or community art instalments	Indoor sports facilities
Toilet blocks	Sports clubhouses, change rooms and grandstands
Town and tourism signage	Court resurfacing including synthetic surfaces
Libraries	Skate parks and mountain bike tracks
Seating, planting boxes, paving	Community fitness stations (fixed)
Shade cloth and pergolas	Aquatic facilities and pools
Memorials or statues	Accessibility upgrades, walking or cycle pathways

INELIGIBLE PROJECTS

Projects must not:

- be located outside an eligible Local Government Area
- be exclusively for planning activities
- be for the maintenance or construction of local roads or other core service infrastructure works that are the ordinary responsibility of council or other level of government
- seek retrospective funding to cover any project component that is already complete/underway
- be for any works that have already been approved and allocated funding in councils forward capital works program
- seek grant funding for ongoing staff or operational costs
- seek grant funding under \$50,000
- be for a general works package without specific scope, costs and location (e.g. 'Upgrade lighting at sports ovals' without identifying the work required, number of sites or the locations)
- be for events, marketing, branding, advertising, or product promotion
- provide direct commercial and/or exclusive private benefit to an individual or business.

Examples of ineligible types of projects from Round One include:

- aerodrome refuelling facility
- master planning for adventure trails
- truck wash facility
- causeway infrastructure
- training and film production.

KEY DATES

Round Two applications open for all councils	9am, Monday 12 March 2018
Round Two applications close for all councils	5pm, Friday 4 May 2018
Eligibility, assessment and approval process	May to August 2018
Announcement of successful projects	August 2018

POSSIBLE PROJECTS

Projects identified for the Tweed Electorate in alphabetical order to date for consideration are:

General community amenity, place making and street beautification (* denotes Council's 25% contribution (for those projects over \$1 million) is not included in the Long Term Financial Plan)

DESCRIPTION	AMOUNT REQUIRED
Banora Point Community Centre - Solar plus battery storage	\$65,000
Captain Cook Memorial and Lighthouse Revitalisation	\$990,000
Kingscliff Library - Solar	\$20,000
New Animal Pound and Rehoming Centre	\$1,350,000
*Ocean Going Charter Vessel Wharf	\$1,725,000
Playground shade Program	\$240,000
South Tweed Community Hall - Solar plus battery storage	\$34,000
Streetlight Bulk Replacement to LED	\$2,960,000
Tweed Coast Koala Holding Facility.	\$261,000
Tweed Heads Civic and Cultural Centre Plaza and Social Enterprise Café	\$1,130,000
Tweed Heads SES Headquarters	\$1,600,000
Tweed Heads South Pool - Solar	\$65,000
Tweed Regional Accessible Park and Playground (Stage 1)	\$1,500,000
Tweed Riverbank stabilisation	\$900,000
Upgrade and expansion of Pottsville Beach Community Hall and market	\$300-500,000

Local sporting infrastructure

DESCRIPTION	AMOUNT REQUIRED
*Arkinstall Park / Tweed River High School	\$5,000,000
Barry Sheppard Sportsfields Upgrade	\$350,000
Beach access upgrades (Ambrose Brown Park, Casuarina Beach, Pottsville Beach)	\$390,000
Casuarina Sportsfield Lighting	\$120,000
Cycleways (up to the value of available funds)	\$992,145
Exercise trail stations, such as those installed along Marine Parade, Kingscliff (up to the value of available funds)	\$992,145
Fingal Headland boardwalk and whale watching platform	\$600,000
Kingscliff Skate Park/youth precinct	\$995,000
Kingscliff Sport & Recreation Complex (Stage 1)	\$2,000,000
Kingscliff Tennis Club - Court refurbishment	\$130,000
Philp Parade walkway and boardwalk (South Tweed Heads)	\$565,000
Piggabeen Sportsfields facilities Upgrade	\$500,000
Pottsville tennis Club - amenities roof replacement and club extension	\$150,000
Tweed Heads South Aquatic Centre - Program Pool Upgrade	\$150,000
Youth recreation facilities - Quota Park Tweed Heads	\$90,000

Projects identified for the Lismore Electorate in alphabetical order to date for consideration are:

General community amenity, place making and street beautification

DESCRIPTION	AMOUNT REQUIRED
Downtown Gallery Trial	\$50,000
Knox Park Entry Plaza	\$600,000
Living Arts for All – Murwillumbah Auditorium	\$990,000
Mural Wall – Treasures of the Tweed	\$150,000
Murwillumbah Community Centre - Solar	\$114,000
Murwillumbah Community Centre design improvements	\$200,000
Museum and Records Storage, Honeyeater Circuit - Solar plus battery storage	\$50,000
Playground shade Program	\$240,000
Queen St toilet block reuse conversion	\$62,000
Streetlight Bulk Replacement to LED	\$2,960,000
Tweed Riverbank stabilisation	\$900,000

Local sporting infrastructure

DESCRIPTION	AMOUNT REQUIRED
Cycleways (up to the value of available funds)	\$992,145
Field lighting - Rabjones Oval Murwillumbah	\$200,000
Murwillumbah Hockey Centre - lighting of field 2	\$250,000
Replacement of grandstand roof - Stan Sercombe field Murwillumbah	\$300,000

PROJECT SUMMARIES

Murwillumbah Community Centre design improvements

To review the functionality of the existing centre to accommodate services displaced by the recent flood event

Knox Park Entry Plaza2

The Knox Park Masterplan was adopted by Council in 2015. Stage 1 of the implementation of the plan including the youth precinct and adventure playground was completed in 2016 and funding has been provided for the construction of a new central public amenities.

This project advances the implementation of the masterplan with the construction of a plaza

Queen St toilet block reuse conversion

Restoration of Heritage aspects and repairs to make fully operational.

Tweed Heads Civic and Cultural Centre Plaza and Social Enterprise Cafe

The project is a refurbishment of existing infrastructure at Tweed Heads Central Plaza and Auditorium. The major renewal has four key parts; (1) the construction of outdoor an amphitheatre for cultural activities, (2) a social enterprise café to provide jobs, stimulate the local economic, and address social issues, (3) the provision of universal access to comply

Upgrade and expansion of Pottsville Beach Community Hall and market and Holiday Park parking area

To ensure safety for this highly utilised community hall by repairing the floor, improving traffic management on site, and the expanding the hall to include additional meeting and backstage facilities

Tweed Regional Accessible Park and Playground

The proposal is to construct a regional park and playground based on universal design principles that enables full accessibility and social inclusion to all members of the community regardless of age, ability or circumstances.

Objectives

- Playground and Park designed and constructed using the principles of universal design providing access and inclusion for all members of the community as well as for visitors to the area.
- Provide facilities, play spaces and recreational environments that cater to the needs of people with a range of physical and cognitive challenges.
- Provide a destination park attracting visitors to the park and surrounding businesses from across the shire and from across the Queensland border.
- Inclusion of connecting and continuous pathways, outdoor furniture, shade and other fittings such as drinking fountains, play equipment, landscape features and both natural and constructed sensory elements specifically designed for universal accessibility.

- allow for the inclusion of active and passive spaces, children's play and areas for older visitors

Mural Wall – Treasures of the Tweed

The Treasures of the Tweed is a public mural along the Murwillumbah levee wall which celebrates the Tweed Shire's vast biodiversity. Initiated in 2008, older parts of the Treasures of the Tweed mural need restoration. Once restoration is complete, a protective coating needs to be applied to preserve and protect this unique piece of public art. The mural is one of the sites of the Murwillumbah Art Trails event held in May each year. It will be a key site in the Art Precinct App that will be developed with this funding.

Captain Cook Memorial and Lighthouse Revitalisation

Works to the Captain Cook Memorial and Lighthouse concrete slab forming the public viewing platform and roof of the emergency communications centre which has been severely degraded.

In addition to the works proposed for the Captain Cook Memorial and Lighthouse the team has identified a second local monument that would complement the works being completed at the lighthouse. The iconic border marker, designed by Rodney Spooner to commemorate the Centenary of Federation, symbolises an unobstructed doorway between the two states and is located at the site of the early fence and gates as a reminder of that historical period. This project shall work to link the revitalised memorial with the historic border markers.

Ocean Going Charter Vessel Wharf

A site exists within Tweed Heads that should be considered for development of a specialised facility for the berthing of small ocean going vessels. In particular, this site may be of benefit to commercial whale watching operators.

The site is located adjacent to Wharf Street.

The site is comprised of three lots, being Council administered Crown Land. The combined waterway frontage is approximately 75 metres. The presence of old heavy duty bollards and piles indicate that the site would have once been a working wharf. The area is currently used as informal car parking for the neighbouring restaurant. A cycle path passes through the site and it is popular for recreational fishing.

The site would likely permit development of three or four finger pontoons to accommodate vessels, in an alignment similar to the trawler wharf located nearby.

SES/RFS Headquarters

Purpose built facilities that provide for the current and future residents of the Tweed.

New Animal Pound and Rehoming Centre

It is proposed to relocate Council's existing Animal Pound facilities at Stotts Creek and to develop a new Council Pound and Rehoming Centre on an alternative site of another nearby Council owned property identified as Lot 1 DP 34555, No. 719 Eviron Road, Eviron.

Council is currently developing a Masterplan for the Stotts Creek Resource Recovery Centre (SCRRC) that will provide guidance on future development at the site. As part of a program of works identified through the Masterplan process, the relocation of the current Animal

Pound facilities is required prior to a significant number of the early works being able to commence.

The property at No. 719 Eviron Road is considered to have a number of significant superior site location advantages when compared to the current Pound site, which is a major safety and liability risk in terms of its deteriorating state of buildings and services, susceptibility to being cut off from access during major weather and flood incidents as well as its general incompatibility of safety and welfare for both Council staff and volunteers and the impounded animals, as well as poor access and amenity for the public visiting the site. A concept plan that was recently prepared for a similar Pound/Rehoming Centre on the current Pound site is provided as an attachment to provide an indication of the design for the new site.

The new alternative site is located in a higher position (predominately flood free) and rural setting. Council has previously proposed a Botanical Gardens for a larger part of the lower section of the property. It is considered that the Council Pound/Rehoming Centre would be compatible and complementary to the broader public facility proposed.

The site provides a great opportunity to provide a more contemporary and functional facility to accommodate both Council's companion animal regulatory service, as well as an enhanced rehoming centre for Council's not-for-profit partner, Friends of the Pound (FOP), who have provided an important volunteer assistance to the day-to-day running of the existing Pound and care for the animals over several decades.

Council is interested in establishing a co-located Council Pound/FOP Rehoming Centre facility similar to that operated by the Gold Coast City Council and the Australian Welfare League Queensland at Coombabah.

Playground Shade Program

Council is seeking funding for a Playground Shade Program which will include the installation of four (4) permanent built shade structures over Council owned and managed playgrounds subject to high levels of use by children and their families. Shade structures will be installed over:

- District level playgrounds,
- Playgrounds located alongside other attractors such as the beach, creeks, sporting or community facilities; and in
- Locations where the establishment of natural shade is not achievable.

In addition to installing built shade structures, Council is seeking funding for a shade tree planting program, specifically to increase natural shade over its neighbourhood level playgrounds across Tweed's local communities, including rural villages.

Key locations for the installation of shade structures

- Cudgera Creek Park, Hastings Point
- Norries Headland Playground, Cabarita

- Faulk Park, Kingscliff
- Banora Community Centre Park

Living Arts for All – Murwillumbah Auditorium.

The Living Arts for All – Murwillumbah Auditorium project will refurbish and upgrade an existing performance facility, the Murwillumbah Auditoria, first built in 1975. The project includes three components; (1) major restoration to remove asbestos from the roof so that technical upgrades within the auditorium can take place and to address safety hazard with an electrical panel, (2) provide universal access to bring an older building in line with new legislation, making it more desirable to attend and catering to a wider section of the population, and (3) technical upgrades to theatre equipment such as lighting and sound to enhance performance and increase energy efficiency while addressing safety and code issues due to the age of existing equipment.

Tweed Coast Koala Holding Facility.

Plan, construct and operate a koala holding facility in collaboration with Currumbin Wildlife Sanctuary. The facility will facilitate the ability to include koalas from the far north coast in the current chlamydia vaccine trial. The project also involves the establishment of a koala food tree plantation to provide food resources to koalas at the facility.

Streetlight Bulk Replacement to LED.

Engage Essential Energy to carry out a bulk replacement of approximately 7000 streetlights on Council's road and footpath network. Initial roll out to target Wharf Street and Casuarina, which contains a number of non-compliant, high energy use street lights.

Downtown Gallery

Proponent Stephen Webb, has developed a plan for, and is in the process of establishing, a Murwillumbah arts precinct, to be known as M-Arts, in the Brisbane Street, Wollumbin Street and Proudfoots Lane block surrounding the Regent Theatre in the Murwillumbah central business district (CBD). The project aims to transform a set of vacant industrial buildings into a vibrant new arts precinct where artists will create, collaborate, interact with and sell to the public. The precinct will also include a new café, wine bar and restaurant.

It is envisaged that somewhere in the region of 20-25 art studios, workshop spaces, and an art community feel under one roof with coffee shop, bar, restaurant and galleries as well as a space for live music performances will be established in an area of approximately 1080 square metres. During the Murwillumbah Art Trail 2017, the proponent hosted a pop up concept of the idea which proved to be highly successful with approximately two hundred people attending the night time event. The site will be used again for Murwillumbah Art Trail 2018 and will also house and participate in the Border Art Prize.

The proponent has brought to Council the opportunity to participate in the precinct as a core anchor tenant through the establishment of the 'Gallery DownTown', a new annex of the Tweed Regional Gallery and Margaret Olley Arts Centre (TRGMOAC).

Tweed Riverbank stabilisation

The Tweed River Bank Erosion Stabilisation and Fish Habitat Infrastructure project will deliver 400 metres of erosion stabilisation works to river banks adjacent to the Tweed Valley Way, an arterial road connecting Murwillumbah to the Pacific Motor Way, Tweed Heads and

Byron Bay. This project will also improve Tweed Estuary fish habitat and water quality for enhanced environmental, recreational and tourism outcomes.

Philp Parade walkway and boardwalk (South Tweed Heads)

The Philp Parade walkway follows the foreshore of Terranora Broadwater and provides a pathway linkage between several residential communities, an over-55s village and the river foreshore. The walkway would provide a safe and convenient access way through a natural environment, encouraging exercise and nature appreciation.

Fingal Headland boardwalk and whale watching platform

Construct a boardwalk and viewing platform on Fingal Headland to eliminate existing environmental and cultural heritage degradation of the site.

Beach accesses Casuarina Beach (Kingscliff to Cabarita Beach)

Provide for safe access to the beach along seven kilometres of coastline.

Cycleways

Cycleways (up to the value of available funds)

Exercise Trail Stations

Exercise trail stations, such as those installed along Marine Parade, Kingscliff (up to the value of available funds)

Kingscliff Sport and Recreation Complex Masterplan implementation - Stage 1.

The Kingscliff Sport and Recreation Complex Masterplan was completed and adopted by Council in March 2015. The Master Plan includes a capital works program estimated at \$5,806,716 to address current and future requirements for seven sporting organisations and six sports. The stage 1 works are those works prioritised within the master plan and required to cater for current needs.

Stage 1 includes:

- Construction of a central clubhouse, change room, toilet facility and access on the Walter Peate Field.
- Installation of sport field lighting on the same field. This will include a transformer upgrade to support further sports lights improvements.
- Construction of a 900mm fencing around new main soccer field on Walter Peate Field.
- Relocation of one synthetic cricket wicket. Reconstruction of part of existing turf cricket wicket, and installation of hockey safety fencing to the Reg Dalton oval.

Casuarina Sportsfield Lighting

Install field lighting on 2nd field at casuarina sports ground (north)

Barry Sheppard Sportsfields Upgrade

Barry Sheppard Sports field is being developed as an AFL facility to cater for both senior and junior AFL on the Tweed Coast. A masterplan was developed for the site and the junior club has commenced playing competition games at the venue. However the venue lacks change room and field lighting sufficient to allow the senior competition to relocate to this site. This is particularly an issue for the newly formed women's team.

The Junior AFL has funding to install field lighting, and development approval has been attained to install change rooms for which funding is sought.

Kingscliff Skate Park/Youth Precinct

Location selection, design and construction of skate/youth facility in the Kingscliff locale

Piggabeen Sportsfields facilities upgrade

The Seagulls RLC have produced a business plan to guide the development of the club and the sport into the future including facility requirements. Seagulls SRL compete in the QLD Intrust competition which is a feeder to the NRL competition. This is the highest level competition of any sport played in the Tweed and the standard of facilities at Piggabeen need to be improved to comply with the standards expected of this level competition. Additionally, Seagulls RLC are looking to increase opportunities for women's participation which requires additional facilities, and also provide improved facilities for the other sports played at Piggabeen and the broader community.

Tweed Heads South Aquatic Centre - Program Pool Upgrade

Sufficient pool depth and access to provide a program pool for hydrotherapy use, rehabilitation from injury, aquatic programs for the prevention and maintenance of chronic illness .

Sufficient pool depth, access and warmth for social inclusion - people living with a disability. Dual use as a learn to swim pool. Separating the systems will allow for a wider range of Learn to swim classes which require warmer water.

Compliance with Public Swimming Pool and Spa Pool Advisory Document for separation of plant for high risk pools

Jim Devine Sportsfield Carpark and Fencing

The Murwillumbah Football Club is one of the largest football clubs in the Shire and also one of the biggest competing in the Gold Coast League. The club has a growing Junior and senior membership. Currently, there is an unformed area utilised as a carpark between the two playing fields, and directly adjacent to the change rooms and toilets. Children and families are constantly moving across and through this space and the informal nature of the parking makes it particularly unsafe.

The Queens Park field is also used by the club and forms part of the complex. The field is bordered by busy roads and carpark areas. Currently the field is unfenced resulting in balls continually going onto the roads requiring often children to retrieve the balls in dangerous situations. The fencing of the field would significantly increase user safety and field management.

Replacement of grandstand roof - Stan Sercombe field Murwillumbah

Replace the roof on the grandstand of Stan Sercombe field

Murwillumbah Hockey Centre - lighting of field 2

Lighting of field 2 to competition standard.

Field lighting - Rabjones Oval Murwillumbah

Filed lighting to Rabjones Oval Murwillumbah

Pottsville tennis Club - amenities roof replacement and club extension

Replace the failing roof of the Pottsville Tennis Clubhouse and undertake extensions

Kingscliff Tennis Club - Court refurbishment

Resurfacing and re-fencing of three tennis courts at the Kingscliff Tennis Facility

Youth recreation facilities - Quota Park Tweed Heads

Council is seeking funding to upgrade Quota Park, Tweed Heads to include youth recreational facilities to increase the quality and diversity of the open space for the immediate community. The upgrade will include the installation of a multi court with skate elements (for young people aged 12+ years), hand ball court markings on the multi-court, additional seating and shelters and path improvements to connect the new elements of the park to the existing playground and path network. Quota Park is a neighbourhood park designed to meet the needs of the local neighbourhood (generally for residents within a 500m walkable catchment).

Arkinstall Park/Tweed River High School

This project will enable construction of regionally significant sporting and performing arts facilities as part of the Tweed Regional Cultural and Community Centre Project. The overall project will enhance and integrate Arkinstall Park and Tweed Education Precinct (Tweed River High School and Tweed South Public School).

Council and the Department of Education have been actively working together to deliver a shared cultural and community hub, incorporating: three indoor sporting courts, theatre with supporting specialist facilities; outdoor sporting fields to complement the existing facilities at Arkinstall Park (netball, tennis, soccer).

OPTIONS:

To utilise the already identified and consulted projects as detailed above to discuss with the State Members, noting Council's preferred projects as detailed in Recommendation 1 (I); or

To utilise the already identified and consulted projects as detailed above to discuss with the State Members, altering the preferred and reserved projects as detailed in Recommendation 1 (I) and 1 (II); or

CONCLUSION:

It is recommended that the General Manager and Mayor liaise with the State Members in regards to Council's preferred and reserved projects.

COUNCIL IMPLICATIONS:

a. Policy:

Corporate Policy Not Applicable

b. Budget/Long Term Financial Plan:

For those projects in excess of \$1 million, other than those denoted above, Council's 25% contribution will come from either loan borrowing or reserves.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Consult-We will listen to you, consider your ideas and concerns and keep you informed.

Community engagement is a critical focus for Tweed Shire Council and is embedded in the way we do business and how we set our priorities for projects such as this.

Like other NSW councils, Tweed recently reviewed key planning documents including the Community Strategic Plan.

As part of a comprehensive community engagement process in developing the plan, Council distributed a detailed survey to every Tweed household.

Additional community engagement has occurred at events, workshops and stakeholder meetings across the region over an extended period.

The projects to be put forward by Tweed Shire Council for the Strong Country Community Fund directly reflect the priorities put forward by community members as part of this comprehensive community engagement process.

These projects would provide a direct benefit to the lives of Tweed residents and a lasting legacy that reflects their local aspirations.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

4 [GM-CM] Growing Local Economies Funding

SUBMITTED BY: Financial Services

mhm



Making decisions with you
We're in this together

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

2	Making decisions with you
2.2	Engagement
2.2.2	Communications - To inform, educate and engage the public about Council and community activities.

ROLE: Collaborator

SUMMARY OF REPORT:

As part of the NSW Government's \$1.3 billion Regional Growth Fund, funding will be made available through the Growing Local Economies fund over four years.

The Growing Local Economies fund is open to projects that:

- have the capacity to deliver jobs and economic growth
- help regional communities capitalise on their strengths or broaden and reposition their industry base
- demonstrate benefits beyond one organisation
- have a minimum project size of \$1 million
- align with state and regional priorities and achieve Benefit to Cost Ratio greater than 1.0.

Expressions of interest for 2018 funding are due to be submitted by 13 April 2018.

RECOMMENDATION:

That Council submits an Expressions of Interest for the Industry Central Land Swap (Infrastructure) in Murwillumbah for \$3.2 million.

REPORT:

As part of the NSW Government's \$1.3 billion Regional Growth Fund, funding will be made available through the Growing Local Economies fund over four years to turbocharge new regional economic opportunities and enliven local economies.

Growing Local Economies is designed to unlock growth in regional NSW by delivering the infrastructure that supports projects of economic significance. This could include road works, natural gas mains and pipelines, water supply, sewerage connections and telecommunications (including data networks). The program is expected to deliver long-term growth benefits.

Eligibility

Applications for Growing Local Economies funding must show how projects will improve economic outcomes for communities. Wherever possible, projects should support local procurement, job creation and skills development.

Growing Local Economies will make funding available for projects in regional NSW outside Sydney, Newcastle and Wollongong.

Project applications are invited from local government; Aboriginal Land Councils and other Aboriginal and Torres Strait Islander groups; infrastructure providers, such as telecommunication firms; incorporated associations, including business, industry and community organisations; cooperatives; educational institutions and non-government organisations. Partnerships between groups are encouraged.

Purpose of funds

The Growing Local Economies fund is open to projects that:

- have the capacity to deliver jobs and economic growth
- help regional communities capitalise on their strengths or broaden and reposition their industry base
- demonstrate benefits beyond one organisation
- have a minimum project size of \$1 million
- align with state and regional priorities and achieve Benefit to Cost Ratio greater than 1.0.

Assessment

Eligible projects will be assessed against four program criteria.

Criteria 1: Strategic assessment

Applicants must demonstrate how a project meets the objectives and eligibility criteria of the program.

Applications for new or improved economic enabling infrastructure will be assessed on the project's capacity to grow and/or further diversify NSW regional economies and alignment with NSW Government priorities and local economic development strategies and plans.

Criteria 2: Economic assessment

Applicants must demonstrate how projects will deliver jobs and economic growth to the regional economy. They must also submit a detailed application, including a financial business case. Projects will need to achieve a Benefit to Cost Ratio greater than 1.0. The NSW Government will undertake cost benefit analysis of all Growing Local Economies projects.

Criteria 3: Affordability

Applicants must demonstrate that proposed projects are financially viable in the future, taking into account net lifecycle cost impacts and allowing for ongoing operating and maintenance costs.

Project applications must include construction, operating and maintenance costs, noting that regular operating and maintenance costs will not be covered by this fund.

The construction cost estimates should be supported by estimations or quotes, and include all margins and overheads, project and construction management costs, and an appropriate amount of contingency for the project stage and risks.

Criteria 4: Deliverability

Applicants must demonstrate that they have the capacity and capability to deliver the project through robust strategies for procurement, project management and risk management.

Applicants should provide evidence of support from local stakeholders.

Where relevant, past performance on delivery of other NSW Government funded projects will be considered.

Applying for the Growing Local Economies fund is a two-step process.

For 2018 funding, applicants are required to submit Expressions of Interest (EOI) or short form applications by 13 April 2018.

Once the EOI has been assessed, successful applicants will progress to the next stage, where they will have to submit a full business case. The NSW Government will provide guidance on business case development.

Industry Central Land Swap (Infrastructure) - Murwillumbah

Member for Lismore, Thomas George MP announced on the 26th February 2018 that the NSW State Government would be providing \$3 million in funding from the NSW Climate Change Fund to enable Council to acquire part of lot 519 DP 1132400 at Lundberg Drive, Murwillumbah. The purchase of 16.11 hectares of industrial land will facilitate a land swap for a number of South Murwillumbah businesses that were devastated by the 2017 flood. The project aim is to relocate interested businesses located within the high velocity flood zone in the existing South Murwillumbah industrial estate to flood free land at Lundberg Drive (Industry Central) via a land swap agreement.

With the commitment of funding from the NSW State Government for the land acquisition, the next phase of the project is to seek funding from the Growing Local Economies Fund for the construction of all necessary public infrastructure such as roadworks, water supply, sewerage reticulation, stormwater management facilities and telecommunication infrastructure to prepare the land for occupation by the participating businesses. The construction works will occur over stages 7 to 11 of an approved industrial subdivision (DA02/1685).

When the new allotments are created the land swap between Council and the participating businesses can occur as land titles may be transferred. The vacated properties in South Murwillumbah Industrial estate will then be removed and the allotments rezoned to allow for public open space or agricultural purposes. This will create a clear floodway for future major flood events.

OPTIONS:

1. To submit an Expression of Interest on the Industry Central Land Swap (Infrastructure) - Murwillumbah by the due date of 13 April, 2018; or
2. To elect not to submit any Expression of Interest.
3. To elect an alternative project.

CONCLUSION:

Options 2 and 3 will not enable Council to progress or deliver on the Flood Mitigation Strategic Land Swap. Option 1 is therefore recommended.

COUNCIL IMPLICATIONS:

a. Policy:

Corporate Policy Not Applicable

b. Budget/Long Term Financial Plan:

Will require amendment if Council is successful in obtaining grant funding.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Consult-We will listen to you, consider your ideas and concerns and keep you informed.

Community engagement is a critical focus for Tweed Shire Council and is embedded in the way we do business and how we set our priorities for projects such as this.

Like other NSW councils, Tweed recently reviewed key planning documents including the Community Strategic Plan.

As part of a comprehensive community engagement process in developing the plan, Council distributed a detailed survey to every Tweed household.

Additional community engagement has occurred at events, workshops and stakeholder meetings across the region over an extended period.

The projects to be put forward by Tweed Shire Council for funding directly reflect the priorities put forward by community members as part of this comprehensive community engagement process.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

5 [GM-CM] Regional Growth Fund

SUBMITTED BY: Financial Services

mhm



Making decisions with you
We're in this together

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

2	Making decisions with you
2.2	Engagement
2.2.2	Communications - To inform, educate and engage the public about Council and community activities.

ROLE: Collaborator

SUMMARY OF REPORT:

The Regional Growth Fund is a Commonwealth Fund that will provide grants of \$10 million or more for major transformational projects which support long-term economic growth and create jobs in regions undergoing structural adjustment.

Initial Applications to the \$272.2 million Regional Growth Fund are now open.

The Program is open to state and territory governments, local governments, the private sector and not-for-profit organisations.

The Fund seeks projects that:

- Create Jobs
- Drive Economic Growth
- Build Stronger Regional Communities

As 50% co-contributions are required for a minimum \$20 million project, it limits the projects for which Council can fund and apply, due to the availability of matching funding.

RECOMMENDATION:

That Council submits an application seeking \$12.81 million in grant funding under the Regional Growth Fund for the Tweed Coast Road Upgrade valued at \$25.62 million with matching funding of \$12.81 million from the Tweed Roads Contributions Plan.

REPORT:

On 2 March 2018 the Hon Dr John McVeigh MP, Minister for Regional Development, Territories and Local Government, announced the opening for Initial Applications to the \$272.2 million Regional Growth Fund.

The Program is open to state and territory governments, local governments, the private sector and not-for-profit organisations.

The Regional Growth Fund will provide grants of \$10 million or more for major transformational projects which support long-term economic growth and create jobs in regions undergoing structural adjustment. Co-contributions of 50% are a requirement of the Regional Growth Fund.

The Program will fund projects across a range of key economic categories including, but not limited to: transport and communications, tourism, manufacturing and primary industries.

The Program will fund projects that are for 'common-use' infrastructure or private use infrastructure that will deliver significant and sustainable benefits to the region by creating jobs and flow-on benefits to the economy.

Selection of projects will be undertaken in two stages. Stage One requires submission of an Initial Application for competitive assessment. Stage Two is for the submission of a Full Business Case.

A two stage process will allow applicants to submit an Initial Application for assessment without having to spend the time and resources developing a Full Business Case and associated documents. Projects that proceed to the second stage will then be required to submit comprehensive project management plans, asset maintenance/management plans, five year cash flows, evidence of use of project post completion, audited financial statements and information on any grants previously received from governments.

Stage One has now opened and will close on 27 April 2018 at 5pm AEST.

Merit criteria

To be competitive you must score highly against all three criteria:

- Create Jobs
- Drive Economic Growth
- Build Stronger Regional Communities

Eligible projects

Projects must be for 'common-use' infrastructure or private use infrastructure that will deliver significant and sustainable benefits to the region by creating jobs and flow-on benefits to the economy.

The project must be a capital project involving the construction of new infrastructure, or the upgrade or an extension of existing infrastructure. The upgrade or extension of existing infrastructure will only be eligible where you can demonstrate significant increase in benefit.

The project may include a number of strategically linked projects which together form a Package of Works that will deliver economic benefits to a region or regions.

To be eligible the project must be ready to commence within 12 weeks of executing the Grant Agreement. Commencement is considered to be taking steps to allow construction to commence. The project must be acquitted by 30 June 2022.

What the grant money can be used for

The grant or additional funding can only be used for the following activities:

- purchase of materials
- purchase of land or existing infrastructure where the purchase is not the sole activity of the project
- external labour hire
- plant and equipment hire
- construction activities
- external consulting costs directly related to the delivery of the construction.

What the grant money cannot be used for

The grant or additional funding cannot be used for the following activities:

- repair or replacement of existing infrastructure where there is no demonstrated significant increase in benefit
- ongoing operating costs including utilities and staffing
- soft infrastructure, including computer software or hardware that is not an integral part of the funded capital project
- project overhead items including office equipment, vehicles or mobile capital equipment (examples include trucks and earthmoving equipment and the applicant's internal plant operating costs)
- business case development and feasibility studies.

POSSIBLE PROJECTS

Staff have identified one possible project for this funding.

Tweed Coast Road Upgrade

Tweed Coast Road is the main arterial road servicing the Tweed Coast. It carries large volumes of traffic generated from residential land, commercial and tourist developments, and commuters to employment and schools. Tweed Coast Road will also service major urban land release areas in West Kingscliff and Kings Forest, as well as a potential new Tweed Coast Hospital (location to be confirmed). Due to additional capacity required to cater for these new growth areas, Tweed Coast Road requires four-lanes from the Pacific Highway to Casuarina Town Centre, including provision of public transport and cycleway infrastructure, and upgraded bridges, intersections and services.

Total Project Value = \$25,620,000
50% Co-contribution = \$12,810,000 from the Tweed Road Contribution Plan

OPTIONS:

1. To apply for grant funding.
2. To not submit an application for funding.

CONCLUSION:

It is recommended that the Council endorse the proposed application for funding.

COUNCIL IMPLICATIONS:

a. Policy:

Corporate Policy Not Applicable

b. Budget/Long Term Financial Plan:

Will require amendment if Council is successful in obtaining grant funding.

c. Legal:

Grant funding will not affect Council's ability to levy development such as Kings Forest and West Kingscliff of Section 94 charges as the Tweed Roads Contribution Plan is a regional plan which contributes to communities across the Shire.

d. Communication/Engagement:

Consult-We will listen to you, consider your ideas and concerns and keep you informed.

Community engagement is a critical focus for Tweed Shire Council and is embedded in the way we do business and how we set our priorities for projects such as this.

Like other NSW councils, Tweed recently reviewed key planning documents including the Community Strategic Plan.

As part of a comprehensive community engagement process in developing the plan, Council distributed a detailed survey to every Tweed household.

Additional community engagement has occurred at events, workshops and stakeholder meetings across the region over an extended period.

The project to be put forward by Tweed Shire Council for funding directly reflects the priorities put forward by community members as part of this comprehensive community engagement process.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

REPORTS FROM THE DIRECTOR ENGINEERING

6 [E-CM] Bray Park Weir Tidal Protection Project Reference Group

SUBMITTED BY: Water and Wastewater

mhm



Leaving a Legacy
Looking out for future generations

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 1 Leaving a Legacy
- 1.3 Utility Services
- 1.3.4 Water Supply -- To provide secure, high quality and reliable drinking water which meets health and environmental requirements.

ROLE: **Collaborator** **Provider** **Advocate** **Leader**

SUMMARY OF REPORT:

At the Council Meeting of 22 March 2018 the community members were appointed and the Terms of Reference of the project reference group were confirmed.

The Terms of Reference provides for 2 councillors to be appointed to this group and this report requests those appointments.

RECOMMENDATION:

That Council determines the following two Councillors be appointed to the Bray Park Weir Tidal Protection Project Reference Group:

Cr xxx
Cr xxx

REPORT:

At the Council Meeting of 22 March 2018 the community members were appointed to the project reference group, as follows:

- Ken Baker
- Peter Robson
- Brett Sander
- Corey Crosthwaite
- Neil Baker
- Glen Jones
- Peter Tomsett
- James Perrin
- Simon Fitzpatrick
- Michael McDonald

The Terms of Reference also confirmed on 22 March 2018 provides for 2 Councillors to be appointed to this group and this report requests the appointment of the Councillors be confirmed.

The term of the project group is for an initial 12 months with up to six meetings (and no less than four) being proposed to be convened – typically on a weekday evening. The first meeting is proposed for early April 2018, and then up to five subsequent meetings at two monthly intervals from June 2018.

OPTIONS:

As per the Terms of Reference that the appointment of 2 Councillors to this project group be confirmed.

CONCLUSION:

That Council appoints 2 Councillors as per the Terms of reference to this project group.

COUNCIL IMPLICATIONS:

a. Policy:

Corporate Policy Not Applicable
Bray Park Weir Tidal Protection Project Reference Group

b. Budget/Long Term Financial Plan:

There are no budgetary expenditures associated with the operation of this reference group.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Empower-We will give the community greater opportunity to participate in a transparent flow of information and feedback to Councillors who have been empowered as the Community representatives to make decisions in accordance with the Local Government Act 1993.

Involve/Collaborate-We will work with you on an ongoing basis to ensure your ideas, concerns and aspirations are considered. We will provide feedback on Council's decisions.

Consult-We will listen to you, consider your ideas and concerns and keep you informed.

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

7 [E-CM] RFO2018017 Major Flood Repair Work - Landslip Repairs Bundle 3

SUBMITTED BY: Infrastructure Delivery

Valid



People, places and moving around
Who we are and how we live

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

3	People, places and moving around
3.3	Moving around
3.3.4	Roads, Traffic, Footpaths and Cycleways - To provide and maintain a network of roads and bridges, footpaths and cycleways that is safe, efficient and accessible.

ROLE: **Provider**

SUMMARY OF REPORT:

The Request for Offer RFO2018017 Major Flood Repair Work – Landslip Repairs Bundle 3 has been called to engage a suitably qualified and experienced contractor from the open market to repair selected flood damages to roads, stormwater and associated assets damaged during the March 2017 flood event.

Works include:

- Embankment or formation damage including bottom side land slips
- Guide posts or delineator markers damaged or lost
- Kerb and gutter damaged including washed away, displaced, or broken
- Scour damage to infill area between K&G and road cutting or verge
- Damage to formation & pavement of sealed road including scouring & washouts of sections

The offer was uploaded on Tweed Shire Council's Tender site and advertised as per the requirements of the Local Government Regulation 2005 and was scheduled to close at 4:00pm NSW Local Time on 21 March 2018.

Offers were received on 21 March 2018, and Council officers will undertake an assessment and provide an Addendum Report to Council to be included in the Agenda for the Council Meeting of 5 April 2018.

RECOMMENDATION:

That Council considers a revised late report for RFO2018017 Major Flood Repair Work - Land Slip Repairs Bundle 3.

REPORT:

As per summary.

OPTIONS:

Not Applicable.

CONCLUSION:

Not Applicable.

COUNCIL IMPLICATIONS:

a. Policy:

Procurement Policy v1.6.

b. Budget/Long Term Financial Plan:

Not Applicable.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

8 [E-CM] RFO2018011 Major Flood Repair Work Bundle 4 - Land Slip Repairs by Soil Nails or Other

SUBMITTED BY: Infrastructure Delivery

Valid



People, places and moving around
Who we are and how we live

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

3	People, places and moving around
3.3	Moving around
3.3.4	Roads, Traffic, Footpaths and Cycleways - To provide and maintain a network of roads and bridges, footpaths and cycleways that is safe, efficient and accessible.

ROLE: **Provider**

SUMMARY OF REPORT:

The Request for Offer RFO2018011 Bundle 4 has been called to engage a suitably qualified and experienced contractor from the open market for selected flood damages to roads, stormwater and associated assets damaged during the March 2017 flood event.

Works include:

- Embankment or formation damage including bottom side land slips
- Traffic guardrail damaged requiring replacement or repairs
- Guide posts or delineator markers damaged or lost
- Kerb and gutter damaged including washed away, displaced, or broken
- Scour damage to infill area between K&G and road cutting or verge
- Damage to formation & pavement of sealed road including scouring & washouts of sections

The offer was uploaded on Tweed Shire Council's Tender site as per the requirements of the Local Government Regulation 2005 and was scheduled to close at 4:00pm NSW Local Time on 14 March 2018.

Offers were received on 14 March 2018, and Council officers will undertake an assessment and provide an Addendum Report to Council to be included in the Agenda for the Council Meeting of 5 April 2018.

RECOMMENDATION:

That Council considers a revised late report for RFO2018011 Major Flood Repair Work Bundle 4 - Land Slip Repairs by Soil Nails or Other.

REPORT:

As per summary.

OPTIONS:

Not Applicable.

CONCLUSION:

Not Applicable.

COUNCIL IMPLICATIONS:

a. Policy:

Procurement Policy v1.6

b. Budget/Long Term Financial Plan:

Not Applicable.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Nil.

9 [E-CM] RFO2018013 Major Flood Repair Work - Landslip Repairs Bundle 5

SUBMITTED BY: Infrastructure Delivery

Valid



People, places and moving around

Who we are and how we live

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

- 3 People, places and moving around
- 3.3 Moving around
- 3.3.4 Roads, Traffic, Footpaths and Cycleways - To provide and maintain a network of roads and bridges, footpaths and cycleways that is safe, efficient and accessible.

ROLE: **Provider**

SUMMARY OF REPORT:

Request for Offer RFO2018013 for Major Flood Repair Work - Landslip Repairs Bundle 5 was called from the market to source a suitably qualified contractor to design and construct slope stabilisation on twenty (20) landslip sites within the Tweed Shire, including the land slip located on Mt Warning Road that occurred as a result of ex-Tropical Cyclone Debbie in March 2017.

At the time of closing seven (7) Offers were received, one (1) Offer contained an alternative.

The evaluation of the offers against the Selection Criteria is contained in the Offer Evaluation Report included in **CONFIDENTIAL ATTACHMENTS 2 and 3**. The recommendations are based on the evaluation.

A map showing locations of the 20 sites within the Tweed Shire is included in Attachment 1.

RECOMMENDATION:

That in respect to Contract RFO2018013 Major Flood Repair Work – Landslip Repairs Bundle 5:

1. Council awards the offer to Crosana Pty Ltd (ABN 45 943 696 462), for the amount of \$1,356,610.91 (exclusive of GST).
2. The General Manager be granted delegated authority to approve appropriately deemed variations to the contract and those variations be reported to Council six monthly and at finalisation of the contract.

3. **ATTACHMENTS 2 and 3 are CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because it contains:-**
- (d) commercial information of a confidential nature that would, if disclosed:**
 - (i) prejudice the commercial position of the person who supplied it, or**
 - (ii) confer a commercial advantage on a competitor of the council, or**
 - (iii) reveal a trade secret.**

REPORT:

Offer Background

Request for Offer RFO2018013 for Major Flood Repair Work - Landslip Repairs Bundle 5 was called to engage a suitably qualified and experienced contractor to design and construct slope stabilisation on twenty (20) sites as a result of damages caused by ex-Tropical Cyclone Debbie in March 2017.

The sites are located at:

- Limpinwood (Limpinwood Road, 1 site)
- Hopkins Creek (Hopkins Creek Rd, 1 site)
- Tomewin (Garden of Eden Road, 2 sites)
- Upper Crystal Creek (Porters Rd, 2 sites)
- Glengarrie (Glengarrie Road, 1 site)
- Bilambil Heights (Scenic Drive, 1 site)
- Terranora (McAuleys Road, 1 site)
- North Tumbulgum (Hogans Road, 3 sites)
- Eungella (Everests Road, 1 site)
- Rowlands Creek (Manns Road, 1 site)
- Byrrill Creek (Byrrill Creek Road, 2 sites)
- Mount Burrell (Mount Burrell Road - 1 site, Kyogle Road – 1 site)
- Back Creek (Brays Creek Road, 1 site)
- Pumpenbil (Pinnacle Road, 1 site)

The above sites have been bundled together based on efficiency of packaging similar works together in order to obtain the most competitive Offer price from the market. Bidders were given the opportunity to price the most economical repair option as indicated in the geotechnical reports or alternative methods of repair that were deemed more economical by the market. A map showing locations of the sites is included in Attachment 1 of this report.

Works under the Contract will include the completion of design for review by Tweed Shire Council staff, obtain the necessary approvals and construction of the works to repair each of the landslips. Works will also include repairs to other items damaged at the same location such as kerb and gutters, guardrails, road surfaces and stormwater drainage. The contract also states that work at Hogans Rd, is to be completed as the first priority of the twenty sites.

Following award of the Contract, the contractor will confirm their construction program and any necessary road closures. The community will be given advanced warning of the works and road closures at this time.

Request for Offer Advertising

Offers were officially invited in accordance with the provisions of the Local Government Act 1993 and the NSW Local Government (General) Regulation 2005. The Offer was officially advertised on Tuesday 20 February 2018 in The Sydney Morning Herald and Tweed Link, also on 17 February 2018 in Brisbane Courier Mail and Gold Coast Bulletin and on Council's website.

Offer submissions closed at 4.00pm (local time) on 14 March 2018 in the Tender Box located in the foyer at the Tweed Shire Council Civic and Cultural Centre, Murwillumbah NSW 2484.

Offer Addendums

There were four (4) (Notice to Bidders) issued before close of Offer.

Addendum No. 1 was issued to insert a requirement for the contractor to pay the Building and Construction Industry Long Service Payment Corporation or the Corporation's agent, the amount of the long service payable in respect of the building and/or construction work under the Building and construction Industry Long Service Payments Act, 1986; and produce to the Superintendent the document evidencing payment of the levy.

Addendum No.2 was issued to add DH00004 Hogans Rd as the priority site for the order of works.

Addendum No.3 was issued to add DP00178 Manns Rd and DG00273 Limpinwood Rd as the 2nd and 3rd priority sites respectively. An incorrect reference to DP00116 Mt Warning Rd was also removed.

Addendum No.4 was issued to clarify that the Contract Documents and exchange of Contracts will be completed electronically. It also corrected the mandatory option stated in the schedule for site DPPR.

Offer Submissions

At the closing time for Offer Submissions, the Tender Box was opened and seven (7) Offers were recorded. One (1) offer contained alternatives. Offer submissions and alternatives were recorded as below:

Bidder	ABN
Australian Marine and Civil Pty Ltd	66 601 876 680
GEO Stabilise Pty Ltd	47 166 054 842
GEO Stabilise Pty Ltd (Alternative)	47 166 054 842
Crosana Pty Ltd	45 943 696 462
Roman Contractors Pty Ltd	48 122 536 770
Earthtec Pty Ltd	25 093 558 582
Zurvas Earthmoving Pty Ltd T/as GWT Earthmoving	62 612 104 499
Coastal Works Pty Ltd	79 126 214 487

Offer Evaluation

An Offer Evaluation Plan was developed based on the premise that competitive Offers were to be received and scored against specific evaluation criteria in order to select the best value Offer.

Council's Offer Evaluation Panel was made up as follows:

Position
Coordinator - Flood Restoration
Project Manager Flood (Contracts Consultant Public Works Advisory)
Project Engineer (Contracts Consultant Public Works Advisory)
Civil Design Engineer

Offers were evaluated based on the criteria noted in the table below which were also listed in the Conditions of Offering.

Criterion	RFO Document Reference	Weighting (%)
Value for Money (Normalised Offer Price)	Schedule 2 & 3	60
Capability and Experience in Similar Works	Schedule 4	15
Methodology and Program	Schedule 6	15
Local Content (Development of Local Business/Industry) (Mandatory 10% assessment as per Policy)	Schedule 11	10
	Total	100

The details of the price and non-price evaluation are shown on the Offer Evaluation Report and Offer Evaluation Scoring Sheet. A copy of the Offer Evaluation Report and Offer Evaluation Scoring Sheet are included as ATTACHMENTS 2 and 3 which are CONFIDENTIAL in accordance with Section 10A(2):

- (d) commercial information of a confidential nature that would, if disclosed:
- (i) prejudice the commercial position of the person who supplied it, or
 - (ii) confer a commercial advantage on a competitor of the council, or
 - (iii) reveal a trade secret

The information identifies the Bidder in relation to the Offer price and the evaluation of the products offered by the Bidder. If disclosed, the information would be likely to prejudice the commercial position of the Bidder in terms of market competitiveness by giving their competitors an advantage. Accordingly, disclosure of the information is not in the public interest. Recommendations appear below for the Offer.

OPTIONS:

That Council:

1. Council awards the offer to Crosana Pty Ltd (ABN 45 943 696 462), for the amount of \$1,356,610.91 (exclusive of GST).
2. Awards the Contract to a different Bidder, including reasons for this course of action.
3. Declines to accept any of the Offers, including reasons for this course of action.

CONCLUSION:

It is concluded, in regards to RFO2018013 for Major Flood Repair Work - Landslip Repairs Bundle 5 that the offer from Crosana Pty Ltd provides the best value for repairing the twenty landslip sites.

COUNCIL IMPLICATIONS:

a. Policy:

The Offer invitation and evaluation have been conducted in accordance with the provisions of:

- The Local Government Act 1993 and the NSW Local Government (General) Regulation 2005.
- Council's Procurement Policy v1.6.

b. Budget/Long Term Financial Plan:

The majority of flood damage items designated in RFO2018013 for Major Flood Repair Work - Landslip Repairs Bundle 5 are eligible for funding claims through NDRRA. The exact amount of NDRRA funding is unknown as it is subject to assessment by Roads and Maritime Services and Public Works Advisory. The continuation of flood restoration works is necessary and using contractors procured through this RFO process maximises the available NDRRA funding opportunity and minimises the impact on the financial position of Council. Any funding shortfall between the contract value and the available NDRRA funding will be met by the Infrastructure Asset Management Reserve or by delaying some items on the capital works program. Three restoration sites have been included in this bundle of works for efficiencies of scale they are not eligible for NDRRA funding but are included in Council's current budget.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

- | | |
|-------------------------------------|--|
| Attachment 1. | RFO2018013 – Bundle 5 Flood Repair Works Map (ECM5160237). |
| <i>(Confidential)</i> Attachment 2. | RFO2018013 - Offer Evaluation Report (ECM5160213). |
| <i>(Confidential)</i> Attachment 3. | RFO2018013 - Offer Evaluation Scoring Sheet (ECM5160767). |
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10 [E-CM] RFO2018010 Major Flood Repair Work - Landslip Repairs Bundle 8

SUBMITTED BY: Infrastructure Delivery

Valid



People, places and moving around
Who we are and how we live

LINKAGE TO INTEGRATED PLANNING AND REPORTING FRAMEWORK:

3	People, places and moving around
3.3	Moving around
3.3.4	Roads, Traffic, Footpaths and Cycleways - To provide and maintain a network of roads and bridges, footpaths and cycleways that is safe, efficient and accessible.

ROLE: Provider

SUMMARY OF REPORT:

Request for Offer RFO2018010 for Major Flood Repair Work - Landslip Repairs Bundle 8 was called from the market to source a suitably qualified contractor to design and construct slope stabilisation on eleven (11) landslip sites within the Tweed Shire, including the land slip located on Mt Warning Road that occurred as a result of ex-Tropical Cyclone Debbie in March 2017.

At the time of closing five (5) Offers were received, two (2) Offers contained alternatives.

The evaluation of the offers against the Selection Criteria is contained in the Offer Evaluation Report included in **CONFIDENTIAL ATTACHMENTS 2 and 3**. The recommendations are based upon the evaluation.

A map showing locations of the 11 sites within the Tweed Shire is included in Attachment 1.

RECOMMENDATION:

That, in respect to Contract RFO2018010 Major Flood Repair Work – Landslip Repairs Bundle 8:

1. Council awards the offer to Crosana Pty Ltd (ABN 45 943 696 462), for the amount of \$893, 290.00 (exclusive of GST).
2. The General Manager be granted delegated authority to approve appropriately deemed variations to the contract and those variations be reported to Council at finalisation of the contract.

3. **ATTACHMENTS 2 and 3 are CONFIDENTIAL in accordance with Section 10A(2) of the Local Government Act 1993, because it contains:-**
- (d) **commercial information of a confidential nature that would, if disclosed:**
 - (i) **prejudice the commercial position of the person who supplied it, or**
 - (ii) **confer a commercial advantage on a competitor of the council, or**
 - (iii) **reveal a trade secret.**

REPORT:

Offer Background

Request for Offer RFO2018010 for Major Flood Repair Work - Landslip Repairs Bundle 8 was called to engage a suitably qualified and experienced contractor to design and construct slope stabilisation on eleven (11) sites as a result of damages caused by ex-Tropical Cyclone Debbie in March 2017.

The sites are located at:

- Mount Warning (Mt Warning Road, 1 site)
- Urliup (Urliup Road, 2 sites)
- Uki (Kyogle Road, 2 sites)
- Rowlands Creek (Rowlands Creek Road, 1 site)
- Commissioners Creek (Commissioners Creek Road, 3 sites)
- Doon Doon (Doon Doon Road, 2 sites)

The above sites have been bundled together based on efficiency of packaging similar works together in order to obtain the most competitive Offer price from the market. Bidders were given the opportunity to price the most economical repair option as indicated in the geotechnical reports or alternative methods of repair that were deemed more economical by the market. A map showing locations of the sites is included in Attachment 1 of this report.

Works under the Contract will include the completion of design for review by Tweed Shire Council staff, obtain the necessary approvals and construction of the works to repair each of the landslips. Works will also include repairs to other items damaged at the same location such as kerb and gutters, road surfaces and stormwater drainage. The contract also states that work at Mt Warning Road, is to be completed as the first priority of the eleven sites.

Following award of the Contract, the contractor will confirm their construction program and any necessary road closures. The community will be given advanced warning of the works and road closures at this time.

Request for Offer Advertising

Offers were officially invited in accordance with the provisions of the Local Government Act 1993 and the NSW Local Government (General) Regulation 2005. The Request for Offers was advertised on Tuesday 13 February 2018 in The Sydney Morning Herald, also on 10 February 2018 in Brisbane Courier Mail and Gold Coast Bulletin and on Council's website.

Offer submissions closed at 4.00pm (local time) on 7 March 2018 in the Tender Box located in the foyer at the Tweed Shire Council Civic and Cultural Centre, Murwillumbah NSW 2484.

Offer Addendums

There was one (1) Offer Addendum (Notice to Bidders) issued before close of Offer.

Addendum No. 1 was issued to insert a requirement for the contractor to pay the Building and Construction Industry Long Service Payment Corporation or the Corporation's agent, the amount of the long service payable in respect of the building and/or construction work under the Building and Construction Industry Long Service Payments Act, 1986; and produce to the Superintendent the document evidencing payment of the levy.

Offer Submissions

At the closing time for Offer Submissions, the Tender Box was opened and five (5) Offers were recorded. Two (2) offers contained alternatives. Offer submissions and alternatives were recorded as below:

Bidder	ABN
Australian Marine and Civil Pty Ltd	66 601 876 680
GEO Stabilise Pty Ltd	47 166 054 842
GEO Stabilise Pty Ltd (Alternative)	47 166 054 842
Crosana Pty Ltd	45 943 696 462
Roman Contractors Pty Ltd	48 122 536 770
Earthtec Pty Ltd	25 093 558 582
Earthtec Pty Ltd (Alternative)	25 093 558 582

Offer Evaluation

An Offer Evaluation Plan was developed based on the premise that competitive Offers were to be received and scored against specific evaluation criteria in order to select the best value Offer.

Council's Offer Evaluation Panel was made up as follows:

Position
Coordinator - Flood Restoration
Project Manager Flood (Contracts Consultant Public Works Advisory)
Project Engineer (Contracts Consultant Public Works Advisory)
Stores Administration Trainee

Offers were evaluated based on the criteria noted in the table below which were also listed in the Offer Evaluation Plan.

Criterion	RFO Document Reference	Weighting (%)
Value for Money (Normalised Offer Price)	Schedule 2 & 3	60
Capability and Experience in Similar Works	Schedule 4	15
Methodology and Program	Schedule 6	15
Local Content (Development of Local Business/Industry) (Mandatory 10% assessment as per Policy)	Schedule 11	10
	Total	100

The details of the price and non-price evaluation are shown on the Offer Evaluation Report and Offer Evaluation Scoring Sheet. A copy of the Offer Evaluation Report and Offer Evaluation Scoring Sheet are included as ATTACHMENTS 2 and 3 which are CONFIDENTIAL in accordance with Section 10A(2):

- (d) commercial information of a confidential nature that would, if disclosed:
 - (i) prejudice the commercial position of the person who supplied it, or
 - (ii) confer a commercial advantage on a competitor of the council, or
 - (iii) reveal a trade secret

The information identifies the Bidder in relation to the Offer price and the evaluation of the products offered by the Bidder. If disclosed, the information would be likely to prejudice the commercial position of the Bidder in terms of market competitiveness by giving their competitors an advantage. Accordingly, disclosure of the information is not in the public interest. Recommendations appear below for the Offer.

OPTIONS:

That Council:

1. Awards the offer to Crosana Pty Ltd (ABN 45 943 696 462), for the amount of \$893,290.00 (exclusive of GST).
2. Awards the Contract to a different Bidder, including reasons for this course of action.
3. Declines to accept any of the Offers, including reasons for this course of action.

CONCLUSION:

It is concluded, in regards to RFO2018010 for Major Flood Repair Work - Landslip Repairs Bundle 8 that the offer from Crosana Pty Ltd provides the best value for repairing the eleven landslip sites.

COUNCIL IMPLICATIONS:

a. Policy:

The Offer invitation and evaluation have been conducted in accordance with the provisions of:

- The Local Government Act 1993 and the NSW Local Government (General) Regulation 2005
- Council's Procurement Policy v1.6

b. Budget/Long Term Financial Plan:

The majority of flood damage items designated in RFO2018010 for Major Flood Repair Work - Landslip Repairs Bundle 8 are eligible for funding claims through NDRRA. The exact amount of NDRRA funding is unknown as it is subject to assessment by Roads and Maritime Services and Public Works Advisory. The continuation of flood restoration works is necessary and using contractors procured through this RFO process maximises the available NDRRA funding opportunity and minimises the impact on the financial position of Council. Any funding shortfall between the contract value and the available NDRRA funding will be met by the Infrastructure Asset Management Reserve or by delaying some items on the capital works program. One restoration site has been included in this bundle of works for efficiencies of scale, it is not eligible for NDRRA funding but is included in Council's current budget.

c. Legal:

Not Applicable.

d. Communication/Engagement:

Inform - We will keep you informed.

UNDER SEPARATE COVER/FURTHER INFORMATION:

Attachment 1. RFO2018010 – Bundle 8 Flood Repair Works Map (ECM 5160384).

(Confidential) Attachment 2. RFO2018010 - Offer Evaluation Report (ECM 5160484).

(Confidential) Attachment 3. RFO2018010 - Offer Evaluation Scoring Sheet (ECM 5160326).

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